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Diane Dunn McKay

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

SHEFER et al.

Serial No. 10/791,989

Filed: March 3, 2004

Title: ORAL CONTROLLED RELEASE SYSTEM FOR TARGETED DRUG DELIVERY INTO THE CELL AND ITS NUCLEUS FOR GENE THERAPY, DNA VACCINATION, AND ADMINISTRATION OF GENE BASED DRUGS Customer No.

26817

Group Art Unit: 1615

Examiner: TBD

Confirmation No. 4876

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, Applicant hereby brings to the attention of the United States Patent and Trademark Office the following documents of which Applicant has been made aware. The documents are listed on the attached PTO Form 1449.

Pursuant to the OG Notice of August 5, 2003 for U.S. national applications filed after June 30, 2003, the requirement for submitting a copy of each cited U.S. patent and each cited U.S. patent application publication as this requirement is waived, copies of the U.S. patents and

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Serial No. 10/791,989 Docket No. 4686-121.2 US

U.S. patent application publications are not submitted. Copies of foreign patent documents and

non-patent literature, if cited, are enclosed.

Pursuant to 37 C.F.R. § 1.97(e) Applicant submits that each item of reference contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application. No item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

It is requested that the references be considered by the Examiner and be made of record as part of the available prior art under 37 C.F.R. § 1.104.

Respectfully submitted,

Dated: September 21, 2005

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